

APPLICATION FOR PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of filing in State Engineer's Office APR 15 1993

Returned to applicant for correction _____

Corrected application filed _____

Map filed APR 15 1993

The applicant Ellison Ranching Company

HC 32, Box 240, of Tuscarora,
Street and No. or P.O. Box No. City or Town

Nevada 89834, hereby makeS.. application for permission to appropriate the public
State and Zip Code No.

waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a copartnership or association, give names of members.) 1952 - Nevada

1. The source of the proposed appropriation is underground WW-7 (same point of diversion
Name of stream, lake, spring, underground or other source
as Permit #56951)

2. The amount of water applied for is 0.03 c.f.s. second-feet
One second-foot equals 448.83 gals. per min.

(a) If stored in reservoir give number of acre-feet _____

3. The water to be used for stockwater
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.

4. If use is for:

(a) Irrigation, state number of acres to be irrigated _____

(b) Stockwater, state number and kinds of animals to be watered 800 cattle

(c) Other use (describe fully under No. 12. "Remarks" _____

(d) Power:

(1) Horsepower developed _____

(2) Point of return of water to stream _____

5. The water is to be diverted from its source at the following point within the SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 11,
Describe as being within a 40-acre subdivision of public
T.34N., R.42E., MDM, from which the SW corner of Section 1, in said township,
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
bears N. 20° 09' 49" E., 2,427.43 ft. dist.

6. Place of use Portions of Secs. 4,9,10,13,14,15,22,23,24,25,26,35, and 36, all
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
in T.35N., R.42E., MDM.

7. Use will begin about January 1st and end about December 31st, of each year.
Month and Day Month and Day

8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) drilled well, casing, turbine pump,
State manner in which water is to be diverted, i.e. diversion structure, ditches and
transmission pipeline, and lined ditch, with valves to fill troughs
flumes, drilled well with pump and motor, etc.

9. Estimated cost of works.....\$30,000.00.....
10. Estimated time required to construct works two years (well to be constructed by Lone Tree Mining Company, under Permit #56951).....
If well completed, describe works.
11. Estimated time required to complete the application of water to beneficial use.....five years.....
12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:
See attached remarks

By s/William A. Nisbet
421 Court Street
Elko, Nevada 89801

Compared bc/bc ab/se

Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.025 cubic feet per second, or sufficient to water 800 head of cattle.

- Work must be prosecuted with reasonable diligence and be completed on or before January 3, 1995
- Proof of completion of work shall be filed before February 3, 1995
- Application of water to beneficial use shall be filed on or before January 3, 1997
- Proof of the application of water to beneficial use shall be filed on or before February 3, 1997
- Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed FEB 18 1994

Proof of beneficial use filed JAN 17 1997

Cultural map filed

Certificate No. 14584 Issued MAY 21 1997

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 3rd day of January,
A.D. 1994

[Signature]
State Engineer

(PERMIT TERMS CONTINUED)

This permit is issued subject to the provisions of the "Stipulation, Agreement and Motion for Permit Condition" by Ellison Ranching Company and Lone Tree Mining, Inc., dated May 29, 1993.



Ellison Ranching Company

(stockwatering)

12. Remarks: Applicant desires to place to beneficial use for stockwatering a portion of that amount of water granted under the purposes of permits #56951 and ~~57103~~ yearly determined by the State Engineer to be in excess of the mining, milling and domestic needs of said permits, and in excess of certain groundwater replacement requirements ordered by the State Engineer now or in the future. Applicant declares an agreement with Lone Tree Mining, Inc., allowing applicant to receive such water as may be permitted by the State Engineer under this application, from its adjacent mining operations, for the above stated manner of use. Applicant also acknowledges that, upon cessation of said mining operations and related water uses, the continuation of this application will be subject to additional determination and evaluation with respect to the groundwater resource within the basin.

21-11

20-10-12-11

